

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
CIVIL NO. 3:24-CV-01002-MOC-SCR

SALLAMONDRA ROBINSON, )  
INDIVIDUALLY AND AS )  
PERSONAL REPRESENTATIVE )  
OF THE ESTATE OF )  
SHANQUELLA ROBINSON, )  
DECEASED, )  
 )  
Plaintiff, )  
 )  
 )  
 )  
v. )  
 )  
DAEJHANAE JACKSON, )  
ALYSSE HYATT, MALIK DYER, )  
WENTER DONOVAN, )  
KHALIL COOKE, )  
NAZEER TYREE WIGGINS, )  
UNITED STATES DEPARTMENT )  
OF STATE, AND THE )  
FEDERAL BUREAU OF )  
INVESTIGATION, )  
 )  
Defendants. )

**FEDERAL DEFENDANTS' NOTICE OF SUPPLEMENTAL AUTHORITY**

COMES NOW the United States of America, on behalf of the Federal Bureau of Investigation ("FBI") and United States Department of State ("State Department"), hereinafter "Federal Defendants," by and through Russ Ferguson, United States Attorney for the Western District of North Carolina, pursuant to Local Civil Rule 7.1(j), and provides notice of supplemental authority. LCvR 7.1(j).

On January 1, 2025, the Federal Defendants filed their Motion to Dismiss (Doc. 26) and supporting Memorandum (Doc. 27), raising the Discretionary Function Exception (DFE) defense

that the Court lacked subject matter jurisdiction over Plaintiff's claim that the FBI negligently conducted its investigation into the death of Shanquella Robinson (Doc. 27, pages 7-11), to which Plaintiff responded (Doc. 38, pages 5 – 9), and to which on March 10, 2025, the Federal Defendants replied (Doc. 46, pages 3-4).

On March 19, 2025, the United States of Appeals for the Fourth Circuit issued a decision in *Barnett v. United States*, 132 F.4<sup>th</sup> 299, 305-11 (4<sup>th</sup> Cir. 2025) applying the Discretionary Function Exception, which Federal Defendants now add to the record before the Court's consideration.

This the 9th day of May, 2025.

Respectfully submitted,

RUSS FERGUSON  
UNITED STATES ATTORNEY

**s/GILL P. BECK**  
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